

114TH CONGRESS
2D SESSION

H. R. 5883

AN ACT

To amend the Packers and Stockyards Act, 1921, to clarify the duties relating to services furnished in connection with the buying or selling of livestock in commerce through online, video, or other electronic methods, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. SHORT TITLE.**

2 This Act may be cited as the “Clarification of Treat-
3 ment of Electronic Sales of Livestock Act of 2016”.

4 **SEC. 2. DEFINITION OF MARKET AGENCY.**

5 (a) IN GENERAL.—Section 301(c) of the Packers and
6 Stockyards Act, 1921 (7 U.S.C. 201(c)) is amended—

7 (1) by striking “; and” at the end and inserting
8 a period; and

9 (2) by adding at the end the following: “Begin-
10 ning on the date of the enactment of the Clarifica-
11 tion of Treatment of Electronic Sales of Livestock
12 Act of 2016, such term includes any person who en-
13 gages in the business of buying or selling livestock,
14 on a commission or other fee basis, through the use
15 of online, video, or other electronic methods when
16 handling or providing the means to handle receiv-
17 ables or proceeds from such buying or selling, so
18 long as such person’s annual average of online,
19 video, or electronic sales of livestock, on a commis-
20 sion or other fee basis, exceeds \$250,000.”.

21 (b) TECHNICAL AMENDMENTS.—Section 301 of the
22 Packers and Stockyards Act, 1921 (7 U.S.C. 201) is
23 amended—

24 (1) in the matter preceding subsection (a), by
25 striking “When used in this Act—” and inserting
26 “In this Act.”;

1 (2) in subsection (a), by striking the semicolon
2 at the end and inserting a period; and

3 (3) in subsection (b)—

4 (A) by striking “weighting” and inserting
5 “weighing”; and

6 (B) by striking the semicolon at the end
7 and inserting a period.

8 **SEC. 3. METHODS TO TRANSFER FUNDS.**

9 Section 409(a) of the Packers and Stockyards Act,
10 1921 (7 U.S.C. 228b(a)) is amended—

11 (1) in the first proviso, by striking “shall wire
12 transfer funds to the seller’s account” each place it
13 appears and inserting “shall transfer funds for the
14 full amount of the purchase price to the account of
15 the seller by wire, electronic funds transfer, or any
16 other expeditious method determined appropriate by
17 the Secretary”; and

18 (2) in the second proviso, by striking “or dealer
19 shall wire transfer funds” and inserting “or dealer
20 shall transfer funds for the full amount of the pur-
21 chase price by wire, electronic funds transfer, or any

- 1 other expeditious method determined appropriate by
- 2 the Secretary”.

Passed the House of Representatives September 26,
2016.

Attest:

Clerk.

114TH CONGRESS
2^D SESSION

H. R. 5883

AN ACT

To amend the Packers and Stockyards Act, 1921, to clarify the duties relating to services furnished in connection with the buying or selling of live-stock in commerce through online, video, or other electronic methods, and for other purposes.